IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SECOND DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HONOURABLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.13479 of 2004

Between:

1. Dasarapu Damodar, S/o.Maisaiah,
R/o.H.No.5-3, Post & Village: Veenavanka, Karimnagar.

2. P.Ramachandraiah, S/o.Komuraiah,
H.No.132/1, Kothapally, Jammikunta.

3. M.Sudeep, S/o.M.Venkateshwarlu,
H.No.4-3-16, Jammikunta, Karimnagar.

4. N.Vamshi Krishna, S/o.Surender,
H.No.3-7-77, Sriramnagar, Peddapally, Karimnagar.

5. G.Sree Laxmi, D/o.Venkateswarlu,
H.No.2-1-30/1, Housing Board Colony Road, Jammikunta.

6. Suda Venu Madhav, S/o.Rajanna,
H.No.12-1-108, Abadi Jammikunta, Karimnagar.

7. V.Sreekanth, S/o.Venkata Rajam,
Post and Village Veenavanka, Karimnagar District.

8. P.Vanamala, D/o.Ram Reddy,
Ganmukula Village, Veenavanka Mandal, Karimnagar District.

9. G.Muralidhar, S/o.Buchaiah,
H.No.1-6-206, Sardhar Basthi, Sirpur Kagajnagar, Adilabad.

10. G.Sreenivas, S/o.Veeranna,
Thanugula, Jammikunta, Karimnagar.

11. D.Ramesh, S/o.Rajaiah,
Post and Village Veenavanka, Karimnagar.

...PETITIONERS

AND

The Kakatiya University, Warangal, Rep.by its Registrar.

...RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ or Order or Direction, more particularly one in the nature of Writ of Mandamus declaring the action of the respondent university in not accepting the pre-university course (12th Standard) awarded by the Rajasthan Vidyapeeth, Udaipur (Rajasthan), as equivalent to the intermediate examination conducted by the Board of Intermediate Education, A.P., enabling the petitioners to prosecute the graduation courses, as arbitrary, illegal, unjust and violative of Article 14 and 19 of Constitution of India and consequently direct the respondent university to accept the certificate pre-university course awarded by the Rajasthan Vidyapeeth, Udaipur (Rajasthan) as equivalent to the Intermediate Examinations conducted by the Board of Intermediate Education, AP in the interest of justice.

Counsel for the Petitioners: MR.P.KESAVA RAO

Counsel for the Respondent: MR.B.NARAYANA REDDY

The Court made the following:

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ORDER:

The eleven (11) petitioners passed Secondary School Certificate (SSC) Examination conducted by Board of Secondary Education, Government of Andhra Pradesh. Subsequently, they applied for the pre-university course to Rajasthan Vidyapeeth, Udaipur in the State of Rajasthan. They passed the said course with different subjects during the academic year 2002-2003. They state that the pre-university course of Rajasthan Vidyapeeth is equivalent to XII (10+2) standard, which is equivalent to Intermediate course conducted by the Board of Intermediate Examination in the State of Andhra Pradesh. They further state that XII (10+2) standard passed by the petitioners is treated as equivalent to Intermediate course by Osmania University, Dr.B.R.Ambedkar Open University and NTR University of Health Sciences. However Kakatiya University, Warangal, the respondent herein is not accepting XII standard pre-university course of Rajasthan Vidyapeeth as equivalent to Intermediate course. Aggrieved by this, they seek a Writ of Mandamus directing the respondent-university to accept pre-university course as equivalent to Intermediate course.

It is not denied before this Court that in the State of Andhra Pradesh, the Board of Intermediate Education constituted under the A.P.Intermediate Education Act, 1971, is the apex authority. It is within the power of the Board of Intermediate Education to treat every 10+2 course conducted by other States or other universities as equivalent to the Intermediate course conducted by it. Learned counsel for the petitioner is not able to place any material before this Court to show that the Board of Intermediate Education has passed orders treating the certificate of pre-university course awarded by Rajasthan Vidyapeeth as equivalent to Intermediate course. Therefore, no relief can be granted to the petitioners. It is well settled that it is not within the purview of Article 226 of the Constitution of India to issue orders treating a particular education course or degree or diploma awarded by a university or Board of Education of other States is not equal to a similar course or diploma or degree awarded in the State. (See ***K.Sifora v. District Educational Officer, Kurnool***)

The Writ Petition, for above reasons, is dismissed.

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(V.V.S.RAO, J)

2nd August 2004

RRB

Copies To:

1. The Registrar, Kakatiya University, Warangal.
2. Two CD copies.